

Remarks

Claims 1-4 were pending as of the issuance of the instant Office Action.

Claims 1 and 2 were provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claim 4 of Application No. 09/837,178. However, Application No. 09/837,178 is abandoned as shown on the enclosed PAIR information sheet. Thus, claim 4 does not conflict with the subject matter of the instant claims 1 or 2, because claim 4 is not pending. Consequently, since Application No. 09/837,178 is not co-pending, Applicants respectfully request that the obviousness-type double patenting rejection be withdrawn.

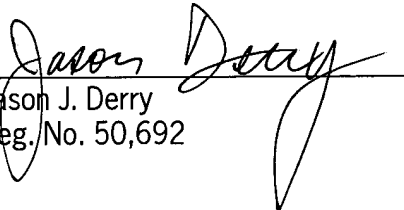
Claims 3 and 4 were objected to as being dependent upon a rejected base claim. However, Applicants submit that the objection of claims 3 and 4 is rendered moot, because the rejection of the base claim should be withdrawn since the alleged co-pending Application is abandoned. Therefore, Applicants respectfully request that the objection be withdrawn.

Applicants respectfully contend that all conditions of patentability are met in the pending claims. Allowance of the claims is thereby respectfully solicited.

If there are any questions or comments regarding this Response or Application, the Examiner is encouraged to contact the undersigned representative as indicated below.

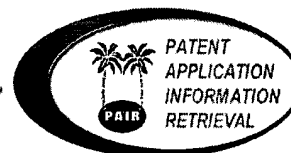
Respectfully submitted,
McDonnell Boehnen Hulbert & Berghoff LLP

Date: August 16, 2004

By: 
Jason J. Derry
Reg. No. 50,692



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PATENT APPLICATION INFORMATION RETRIEVAL


Search results for application number: 09/837,178			
Application Number:	09/837,178	Customer Number:	-
Filing or 371(c) Date:	04-19-2001	Status:	Abandoned -- Failure to Respond to an Office Action
Application Type:	Utility	Status Date:	06-25-2004
Examiner Name:	GRIFFIN, WALTER DEAN	Location:	FILE REPOSITORY (FRANCONIA)
Group Art Unit:	1764	Location Date:	06-29-2004
Confirmation Number:	8409	Earliest Publication No:	US 2001-0045377 A1
Attorney Docket Number:	Q63924	Earliest Publication Date:	11-29-2001
Class/ Sub-Class:	208/309	Patent Number:	-
First Named Inventor:	Yoshiyuki Morishima, Toda-shi, (JP)	Issue Date of Patent:	-
Title Of Invention:	Process oil, high-viscosity base oil, and process for the production thereof		

Search Options

☐ Foreign Priority

File History	
Date	Contents Description
06-28-2004	Mail Abandonment for Failure to Respond to Office Action
06-25-2004	Abandonment for Failure to Respond to Office Action
05-16-2003	Mail Non-Final Rejection
05-15-2003	Non-Final Rejection
05-12-2003	Date Forwarded to Examiner
05-07-2003	Request for Continued Examination (RCE)
05-12-2003	Express Abandonment (for Entry of CPA / RCE / Rule129)
05-07-2003	Request for Extension of Time - Granted
05-07-2003	Workflow - Request for RCE - Begin
04-16-2003	Mail Advisory Action (PTOL - 303)
04-15-2003	Advisory Action (PTOL-303)
04-10-2003	Date Forwarded to Examiner
04-07-2003	Amendment after Final Rejection
01-07-2003	Mail Final Rejection (PTOL - 326)

01-07-2003	Final Rejection
12-30-2002	Information Disclosure Statement (IDS) Filed
12-12-2002	Date Forwarded to Examiner
12-09-2002	Response after Non-Final Action
09-09-2002	Mail Non-Final Rejection
09-06-2002	Non-Final Rejection
07-01-2002	Case Docketed to Examiner in GAU
04-19-2001	Request for Foreign Priority (Priority Papers May Be Included)
04-19-2001	Information Disclosure Statement (IDS) Filed
08-10-2001	Case Docketed to Examiner in GAU
06-13-2001	Application Dispatched from OIPE
06-12-2001	Correspondence Address Change
05-01-2001	IFW Scan & PACR Auto Security Review
04-19-2001	Initial Exam Team nn